



ATTORNEY DOCKET NO. 14028.0292  
PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of	)	
	)	
Neville et al.	)	Art Unit: 1642
	)	
Application No. 09/383,695	)	Examiner: Ungar, Susan NMN
	)	
Filing Date: August 26, 1999	)	Confirmation No. 6915
	)	
For: "METHODS OF INDUCING IMMUNE	)	
TOLERANCE USING IMMUNOTOXINS")	)	

**TERMINAL DISCLAIMER**

VIA FACSIMILE TRANSMISSION  
703-308-4242  
ATTN: Examiner Susan NMN Ungar  
Group Art Unit 1642  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

NEEDLE & ROSENBERG, P.C.  
Customer No. 23859  
Suite 1000  
999 Peachtree Street  
Atlanta, Georgia 30309  
October 24, 2003

Dear Sir:

The United States Government as represented by the Secretary, Department of Health and Human Services (hereinafter "the Government"), having an office at 6011 Executive Boulevard, Suite 325, Rockville, Maryland, 20852-3804, and the UAB Research Foundation, having an office at 701 South 20<sup>th</sup> Street, Suite 1120G-AB, Birmingham, Alabama 35294-0111, are joint assignees of the entire right, title and interest in and to the above-identified application and U.S. Patent No. 6,103,235, as shown by the Assignments recorded in the patent assignment records of the U.S. Patent and Trademark Office ("U.S. PTO") as shown by the Assignments recorded in the patent assignment records of the U.S. Patent and Trademark Office at Reel 010204, Frame 0945; at Reel 9777, Frame 0554; and at Reel 8940, Frame 0679. Said assignees

10/27/2003 SSANDARR 09000021 09383695 110.00 UP  
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**SERIAL NO. 09/383,695**

Frame 0679. Said assignees hereby declare that the claimed invention of the application was owned or subject to an obligation of assignment to said assignees at the time the later filed invention was made. Said assignees hereby disclaim the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of U.S. Patent No. 6,103,235 and hereby agrees that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to U.S. Patent No. 6,103,235; this agreement to run with any patent granted on the above-identified application and to be binding upon the grantee, its successors or assigns.

In making the above disclaimer, the assignees do not disclaim any terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. § 154 to 156 and 173 of the prior patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 C.F.R. 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

The statutory fee under 37 C.F.R. § 1.20(d) of \$110.00 for a disclaimer is enclosed. This amount is believed to be correct; however, the Commissioner is authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 14-0629.

The undersigned are authorized to sign on behalf of the Government of the UAB Research Foundation as attorney of record.

**ATTORNEY DOCKET NO. 14028.0292**  
**SERIAL NO. 09/383,695**

Done this 24<sup>th</sup> day of October, 2003 at Atlanta, Georgia.

NEEDLE & ROSENBERG, P.C.



Tina Williams McKeon  
Registration No. 43,791

NEEDLE & ROSENBERG, P.C.  
Customer Number 23859  
(678) 420-9300  
(678) 420-9301 (fax)

CERTIFICATE OF FACSIMILE TRANSMISSION UNDER 37 C.F.R. § 1.8

I hereby certify that this correspondence, including any items indicated as attached or included, is being transmitted via facsimile transmission to:  
Examiner Susan NMN Ungar, Art Unit 1642, (703) 308-4242, on the date indicated below.

  
Tina Williams McKeon

October 24, 2003  
Date

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